

**CABINET FOR HUMAN RESOURCES
DEPARTMENT FOR MEDICAID SERVICES**

Summary of Incorporated Material

October, 1991

907 KAR 1:075,
Hearings and appeals for the mentally retarded

42 CFR 431, Subpart E, incorporated by reference, contains federal Medicaid requirements for hearings for applicants and recipients and consist of six pages. 42 CFR 431.200 states the basis and purpose of Subpart E. 42 CFR 431.201 provides definitions used in Subpart E. 42 CFR 431.202 shows Medicaid state plan requirements. 42 CFR 431.205 contains the requirement for a hearing system. 42 CFR 431.206 covers informing applicants and recipients. 42 CFR 431.210 covers content of the notice. 42 CFR 431.211 covers advance notice. 42 CFR 431.213 covers exceptions from advance notice. 42 CFR 431.214 covers notice in cases of probable fraud. 42 CFR 431.220 covers when a hearing is required. 42 CFR 431.221 covers request for a hearing. 42 CFR 431.222 covers group hearings. 42 CFR 431.223 covers denial or dismissal of request for a hearing. 42 CFR 431.230 covers maintaining services. 42 CFR 431.231 covers reinstatement of services. 42 CFR 431.232 covers adverse decision of local evidentiary hearing. 42 CFR 431.233 covers state agency hearing after adverse decision of local evidentiary hearing. 42 CFR 431.240 covers conducting the hearing. 42 CFR 431.241 covers matters to be considered at the hearing. 42 CFR 431.242 covers procedural rights of the applicant or recipient. 42 CFR 431.243 covers parties in cases involving an eligibility determination. 42 CFR 431.244 covers hearing decisions. 42 CFR 431.245 covers notifying the applicant or recipient of a state agency decision. 42 CFR 431.246 covers corrective action. 42 CFR 431.250 covers federal financial participation.